



DOCKET NO. 1242.1030-002 (CMCC693P2A)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Declaration for Patent Application

[ ] Supplemental (37 C.F.R. §1.67)

As a named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated next to my name;

I believe I am the original, first and sole inventor (if only one name is listed) or an original, first and joint inventor (if plural names are listed in the signatory page(s) commencing at page 2 hereof) of the subject matter which is claimed and for which a patent is sought on the invention entitled

PACKAGING CELLS COMPRISING CODON-OPTIMIZED GAGPOL SEQUENCES AND LACKING

LENTIVIRAL ACCESSORY PROTEINS (As Amended)

the specification of which (check one)

[ ] is attached hereto.

[X] was filed on September 10, 1999 as United States Application Number 09/393,795.

[ ] was filed on [PCT Filing Date] as PCT International Application No. [PCT Appl'n No.] [and assigned United States Application No. [ ]].

[ ] and was amended on [ ] (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. §1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

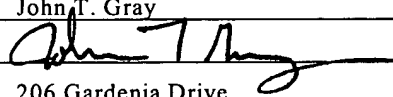
I hereby claim foreign priority benefits under 35 U.S.C. 119 or 365 of any foreign application(s) for patent or inventor's certificate, or of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed:

<u>Prior Foreign Application(s)</u>			Priority Not Claimed	Certified Copy Filed?	
				YES	NO
(Number) _____	(Country) _____	(Day/Month/Year filed) _____	[ ]	[ ]	[ ]
(Number) _____	(Country) _____	(Day/Month/Year filed) _____	[ ]	[ ]	[ ]
(Number) _____	(Country) _____	(Day/Month/Year filed) _____	[ ]	[ ]	[ ]

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole

or first inventor John T. Gray

Inventor's Signature 

Residence 206 Gardenia Drive  
Memphis, TN 38116

Citizenship U.S.A.

Mailing Address Same as above

Full name of second joint

inventor, if any Jeng-Shin Lee

Inventor's Signature \_\_\_\_\_

Residence 9 Bedford Lane  
Lincoln, MA 01773

Citizenship Taiwan

Mailing Address Same as above

Full name of third joint

inventor, if any Richard C. Mulligan

Inventor's Signature \_\_\_\_\_

Residence 35 Foster Street  
Cambridge, MA 02138

Citizenship U.S.A.

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<u>(Number)</u>	<u>(Country)</u>	<u>(Day/Month/Year filed)</u>	[ ]	[ ]	[ ]
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Full name of second joint

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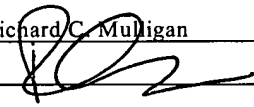
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PATENT APPLICATION  
Docket No.: 1242.1030-002 (CMCC693P2A)

OCT 29 2004

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: John T. Gray and Richard C. Mulligan  
Application No.: 09/393,795 Group Art Unit: 1636  
Filed: September 10, 1999 Examiner: Leffers Jr., G.G.  
Confirmation No.: 3301  
For: PACKAGING CELLS COMPRISING CODON-OPTIMIZED GAGPOL  
SEQUENCES AND LACKING LENTIVIRAL ACCESSORY PROTEINS  
(As Amended)

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
<u>10-27-04</u>	<u>Carol M. Bowerman</u>
Date	Signature
<u>Carol M. Bowerman</u>	
Typed or printed name of person signing certificate	

WRITTEN CONSENT OF ASSIGNEE IN CORRECTION OF INVENTORSHIP  
UNDER 37 C.F.R. §1.48(a)(5)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The Children's Medical Center Corporation is the assignee of the entire right, title and interest in the referenced patent application and does hereby consent to the addition of Jeng-Shin Lee as an inventor in the application.

A Statement under 37 C.F.R. § 3.73(b) is being filed concurrently with this Written Consent.

Respectfully submitted,

By Donald P. Lombardi

Donald P. Lombardi  
Chief Intellectual Property Officer  
Children's Medical Center Corporation

Boston, MA 02115

Date:

Docket No. 1242.1030-002 (CMCC696P2A)STATEMENT UNDER 37 C.F.R. § 3.73(b)Inventors: John T. Gray and Richard C. MulliganApplication No./Patent No.: 09/393,795Filed/Issue Date: September 10, 1999For: PACKAGING CELLS COMPRISING CODON-OPTIMIZED GAGPOL SEQUENCES AND LACKING  
LENTIVIRAL ACCESSORY PROTEINS (As Amended)The Children's Medical Center

(Name of Assignee)

, a corporation

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is

- A. ☒ the assignee of the entire right, title and interest in the patent application identified above; or
- B. ☐ an assignee together with ☐ of the entire right, title and interest in the patent application identified above.

The right, title and interest of the above-named assignee in the patent application identified above is established by virtue of:

- A. ☐ An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s) of the patent application identified above, to the current assignee as shown below:

1. From: Richard C. Mulligan and John T. Gray To: Howard Hughes Medical Institute  
The document was recorded in the United States Patent and Trademark Office at  
Reel 011363 Frame 0646-0650, or a copy thereof is attached.
2. From: Howard Hughes Medical Institute To: Richard C. Mulligan  
The document was recorded in the United States Patent and Trademark Office at  
Reel 011363, Frame 0654-0655, or a copy thereof is attached.
3. From: Richard C. Mulligan To: The Children's Medical Center  
The document was recorded in the United States Patent and Trademark Office at  
Reel 011363, Frame 0651-0653, or a copy thereof is attached.

- ☐ Additional documents in the chain of title are listed on a supplemental sheet.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Date: September 7, 2004Name: DONALD P. LOMBARDITitle: Chief Intellectual Property OfficerSignature: *Donald P. Lombardi*